P.R. No. 4681/06
Presented by Shri N. Kishore
dated 24/8/06

SINGLE BENCH

# IN THE HIGH COURT OF JUDICATURE AT BILASPUR

## WRIT PETITION NO. 4645 /2006

PETITIONER : Chhatradhari Singh, Caste – Gond, aged about 55 years, S/o Brij Lal Singh Gond, Occupation – Agriculturist, R/o Village – Rapa, Post Office – Khamrod, Tahsil – Bharatpur, District- Koria, (C.G.)

COPY
A. G. BILASPUR

**VERSUS**

RESPONDENTS : 1. State of Chhattisgarh, through Secretary General Administration Department, Mantralya, D.K.S Bhawan, Raipur (C.G.)

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CLERK to A. G. BILASPUR

2. The Collector, District – Koria, (C.G.)

OATH COMMISSIONER
S.R. Kaushik
BHARATPUR TAHSIL KORIA

3. Zilla Sahkari Krishi Aur Gramin Vikas Bank Maryadit, Through its Chairman, Ambikapur, District – Surguja, (C.G.)

4. The Branch Manager, Zilla Sahkari Krishi Aur Gramin Vikas Bank Maryadit, Branch – Janakpur, District – Koria, (C.G.)

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5. Station House Officer,
Police Station – Kotadol,
District – Koria, (C.G.)

6. Gulab Gond, S/o Chhotte Lal
Gond, aged about 35 years,
R/o Village – Joili, Tahsil –
Bharatpur, District – Koria, (C.G.)

**WRIT UNDER ARTICLE 226/227 OF CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT, ORDERS AND DIRECTION**

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## HIGH COURT OF CHHATTISGARH AT BILASPUR

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S.B. : Hon'ble Shri Justice Satish K. Agnihortri

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## WRIT PETITION (C.) NO. 4645 OF 2006

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|---|---|---|
| Petitioner | : | Chhatradhari Singh |
| | versus | |
| Respondents | : | State of Chhattisgarh and others |

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Present : Mr. Indrasen Sahu, counsel for the petitioner.
Mr. Sanjay. S. Agrawal, Government Advocate for the respondents No. 1 & 2.

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**ORDER**
(Passed on 29th of August, 2006)

1. In the present petition, the petitioner seeks a direction to the respondent to hand over the vehicle bearing No. CG-16A/0221. The petitioner purchased a Tractor on loan, advanced by the respondent No. 4. According to the petitioner, the instalments have regularly been paid to the respondent No. 4 by the petitioner. In spite of that the Tractor in dispute has been taken over forcibly by the respondent No. 4 and handed over to the respondent No. 6.

(67)

2. The present petition involves disputed question of facts and the petitioner has failed to make out a case that as to what legal/statuary or any other right has been infringed. Since the petition involves disputed question of facts, this Court can not entertain the same under Article 226 of the Constitution of India. Thus, the petition is dismissed with liberty to the petitioner to take appropriate proceedings, if so advised. No order as to costs.

**Sd/-**
**Satish K. Agnihotri**
**Judge**

Subhash